

Meeting of: **COMMON COUNCIL OF THE CITY OF STOUGHTON**
Date//Time: Tuesday, January 28, 2020 @ 7:00 p.m.
Location: Council Chambers (2nd Floor of Public Safety Building)
321 South Fourth Street, Stoughton, Wisconsin
Members: Mayor Tim Swadley, Matt Bartlett, Sid Boersma, Phil Caravello, Ozzie Doom,
Ben Heili, Regina Hirsch, Greg Jenson, Jean Ligocki, Tom Majewski, Lisa
Reeves, Timothy Riley, and Brett Schumacher

CALL TO ORDER

Roll Call, Communications, and Presentations:

Mayor Swadley called the meeting to order at 7:00 p.m.

Clerk Licht called the roll and noted there were 11 alders present. Majewski was absent and excused.

Heili noted there is a Whitewater Park meeting tomorrow night at 7:00 at the High School.

Mayor Swadley said that the language for the Exclusively Roses property purchase is complete.

- Stoughton Community Network Conference Presentation

Minutes and Reports: the following minutes were entered into the record.

Planning (12/9/19); Public Works (11/21/19) Rivers & Trails Task Force (11/4/19); Tree
Commission (12/12/19); Food Pantry (10/17/19); Park & Rec (11/19/19, 12/17/19); Whitewater
Park (11/18/19, 12/16/19); Arts Council (9/17/19) Public Safety (12/18/19); Finance (12/10/19)

Public Comment Period:

There were no comments from the public.

CONSENT AGENDA

- January 14, 2020 Council Minutes
- R-11-2020-** Authorizing and directing the proper City official (s) to issue Operator Licenses to various applicants
- R-12-2020-** A Resolution Forming a Complete Count Committee to Promote the Importance of the 2020 Census

Motion by Boersma, second by Jenson to approve the consent agenda. Hirsch asked that item C be removed from the consent agenda. Motion carried 11-0. Motion by Hirsch, second by Heili to approve item C. Clerk Licht explained the committee and gave a timeline of the census. Motion carried 11-0.

OLD BUSINESS

NEW BUSINESS

R-13-2020- Authorizing and directing the proper city official(s) to approve a Temporary Class “B”/Class “B” Retailer’s License and Special Event License to the Stoughton Chamber of Commerce for Syttende Mai 2020

Motion by Jenson, second by Riley to approve R-13-2020 Authorizing and directing the proper city official(s) to approve a Temporary Class “B”/Class “B” Retailer’s License and Special Event License to the Stoughton Chamber of Commerce for Syttende Mai 2020. Callie LaPoint stated that nothing is changing from last year except the starting point of the race. Boersma spoke against have alcohol at the event. Motion carried 10-1 with Boersma voting “no”.

R- 14-2020- Authorizing and directing the proper city official(s) to approve a Temporary Class “B”/Class “B” Retailer’s License and Special Event License to the Stoughton Chamber of Commerce for the Coffee Break Festival

Motion by Jenson, second by Hirsch to approve R-14-2020 Authorizing and directing the proper city official(s) to approve a Temporary Class “B”/Class “B” Retailer’s License and Special Event License to the Stoughton Chamber of Commerce for the Coffee Break Festival. Motion carried 10-1 with Boersma voting “no”.

R-15-2020- Approving a Certified Survey Map (CSM) for property located at 1111 Veterans Rd., owned by STI Holdings, Inc., Stoughton, WI

Motion by Caravello, second by Bartlett to approve R-15-2020 Approving a Certified Survey Map (CSM) for property located at 1111 Veterans Rd., owned by STI Holdings, Inc., Stoughton, WI. Hirsch asked this would create a parking problem. Planning Director Scheel said that they are expanding parking for staff. Motion carried 11-0.

R-16-2020- Approving a Conditional Use Permit request by Ross Parisi for Rossi’s Pizza (restaurant) located at 1312 Hamilton Street, Stoughton, Wisconsin

Motion by Caravello, second by Riley to approve R-16-2020 Approving a Conditional Use Permit request by Ross Parisi for Rossi’s Pizza (restaurant) located at 1312 Hamilton Street, Stoughton, Wisconsin. Motion carried 11-0.

O-1-2020- An ordinance amending the zoning classification of certain lands located within a proposed preliminary plat named “The Meadows at Kettle Park West,” and Outlots 1 and 2 in a proposed Certified Survey Map (CSM) in the City of Stoughton from RH – Rural Holding to SR-5 – Single Family Residential, MR-10 – Multi-Family Residential, PD-GDP – Planned Development-General Development Plan and I – Institutional

Caravello offered O-1-2020 for the first reading. It will be back before the Council on February 11th.

R-17-2020- Resolution regarding Sidewalks for 2020 Street Reconstruction Project

Motion by Bartlett, second by Hirsch to approve R-17-2020 Resolution regarding Sidewalks for 2020 Street Reconstruction Project. Planning Director Scheel stated that the policy requires sidewalks to be constructed on both sides of the street when streets are reconstructed. He said what they are proposing is deviating from the policy because they are proposing no sidewalks on the north side of Prospect, no sidewalks on Sherman St., and only install sidewalks on the west side of Grant St.

Motion by Riley, second by Jenson to postpone the vote for 2 meetings on R-17-2020. Riley spoke saying that the residents of the neighborhood are opposed to the sidewalks, the council defunded the project and the landscape and unique character of the neighborhood would be ruined by the addition of sidewalks. He added he would like an opportunity to amend the current sidewalk policy. Planning Director Scheel stated that the Public Works Committee reviewed the deviation of policy recommended creating a continuous route between Taft and Prospect on Grant Street. He added that routing the sidewalk around mature trees could be possible. Bartlett stated that the council should follow the recommendations to install the sidewalks to be ADA complaint and to make it safer for pedestrians. Attorney Dregne stated that previous action on this issue was regarding the borrowing of funds, not to change the current sidewalk policy. Mayor Swadley stated that the current sidewalk on Grant Street leads to nowhere and ends mid-block and he supports continuing the sidewalks on the west side of the street. Boersma stated that he abstained from the vote at Public Works Committee and he stated that the council should allow Alder Riley time to amend the policy. Reeves stated that she was in favor of installing the sidewalk if it can be routed around the mature trees. Hirsch stated that sidewalks benefit the whole City, not just the people living on that street and the council should take that into consideration. The motion to postpone was

Motion by Riley, second by Boersma to remove to the sidewalk installation on the west side of Grant Street from the resolution. Motion carried on a roll call vote with Heili, Hirsch, Jenson, Reeves, and Bartlett voting “no”.

Original motion as amended carried 10-1 with Hirsch voting “no”.

R-18-2020- Waiving Special Assessments for Curb and Gutter and Sidewalk Work on Main Street as part of the 2020 Project from Page Street to Fifth Street

Motion by Schumacher, second by Jenson to approve R-18-2020 Waiving Special Assessments for Curb and Gutter and Sidewalk Work on Main Street as part of the 2020 Project from Page Street to Fifth Street. Motion carried 11-0.

R-19-2020- Authorizing and directing the proper City official(s) to enter into the Task Order Amendment for Engineering Services related to the Glacier Moraine Drive Project

Motion by Schumacher, second by Jenson to approve R-19-2020 Authorizing and directing the proper City official(s) to enter into the Task Order Amendment for Engineering Services related to the Glacier Moraine Drive Project. Motion carried 11-0.

R-20-2020- Resolution Establishing Park Shelter and Athletic Field Fee Schedule

Motion by Schumacher, second by Jenson to approve R-20-2020 Resolution Establishing Park Shelter and Athletic Field Fee Schedule. Recreation Director Glynn stated that the fees are increasing to be more in line with like communities in Dane County. He added that local, nonprofit groups would have lower fees. The department will be using new scheduling software for the fields. Motion carried 11-0.

R-21-2020- Resolution authorizing the Director of Parks and Recreation to enter into an agreement with MSA Professional Services to complete an ADA Transition Plan for City parks and park facilities

Motion by Schumacher, second by Heili to approve R-21-2020 Resolution authorizing the Director of Parks and Recreation to enter into an agreement with MSA Professional Services to complete an ADA Transition Plan for City parks and park facilities. Glynn stated that they received 2 proposals. Motion carried 11-0.

Discussion and possible action regarding funding up to \$10,000 from Contingency for legal representation for liquor license proceedings and authorizing the proper City Officials to hire Attorney Al Reuter

Motion by Schumacher, second by Jenson to approve funding up to \$10,000 from contingency for legal representation for liquor license proceedings and authorizing the proper City Officials to hire Attorney Al Reuter. Motion carried 11-0.

R-22-2020- Approving the Real Estate Purchase and Sale Agreement by and between Ronald J. Grosso and the City of Stoughton, WI for 4.43 acres of property located on Glacier Moraine Drive in Tax Incremental District No. 6. *The City Council may convene in closed session per State Statute 19.85(1)(e) for the purposes of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons deem a closed session necessary. The City Council may reconvene in an open session to discuss and take action on the subject matter discussed in the closed session*

Motion by Schumacher, second by Jenson to approve R-22-2020 Approving the Real Estate Purchase and Sale Agreement by and between Ronald J. Grosso and the City of Stoughton, WI for 4.43 acres of property located on Glacier Moraine Drive in Tax Incremental District No. 6. Motion by Boersma, second by Schumacher to go into closed session per State Statute 19.85(1)(e) for the purposes of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons deem a closed session necessary at 8:53 p.m. Motion carried 11-0 on roll call vote.

The council reconvened in open session at 9:12 pm.

Discussion and possible action regarding expenditure of funds not to exceed \$15,000 from TIF 4 relating to the former Marathon Site litigation and strategy. *** *The City Council may convene in closed session per State Statute 19.85 (1) (g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by*

*the body with respect to litigation in which it is or is likely to become involved. The City Council may reconvene in open session to discuss and take action on the subject matter discussed in the closed session. ****

Motion by Schumacher, second by Jenson to authorize the expenditure of funds not to exceed \$15,000 from TIF 4 relating to the former Marathon Site litigation and strategy. Motion carried 11-0.

ADJOURNMENT

Motion by Jenson, second by Boersma to adjourn at 9:22 p.m. Motion carried 11-0.

Respectfully Submitted,

Holly Licht, City Clerk